



1 I, David B. Glazer, hereby declare as follows:

2 1. I am attorney of record appearing in the above-captioned matter for the Defendant  
3 United States Forest Service.

4 2. Plaintiffs filed their original complaint on March 14, 2008, challenging 25 agency  
5 decisions covering 46 grazing allotments on 9 National Forests in California. (Compl. [Dkt. #1]  
6 ¶ 5.)

7 3. Plaintiffs filed a First Amended Complaint on May 30, 2008, challenging 138  
8 decisions involving 386 allotments across 25 National Forests in 8 western states. (First Amd.  
9 Compl. [Dkt. #15] ¶ 5.)

10 4. Prior to the filing of plaintiffs' First Amended Complaint, the Parties submitted a  
11 Stipulation and Proposed Order extending the time for Defendant to respond to the anticipated  
12 amended complaint to July 3, 2008, and continuing the Case Management Conference to July 17,  
13 2008 [Dkt. #10]. On May 19, 2008, the Court approved the Stipulation and entered the proposed  
14 Order [Dkt. #12]. A Stipulation and Proposed Order was then submitted to move the due date  
15 for the Joint ADR Certification or Notice of Need for ADR Phone Conference to the new date  
16 for the Case Management Conference Statement [Dkt. #13]. The Court approved that  
17 Stipulation and entered the Proposed Order on June 2, 2008 [Dkt. #17].

18 5. On June 24, 2008, the Court on its own motion continued the Case Management  
19 Conference to July 31, 2008.

20 6. The parties have met and conferred concerning potential avenues for case  
21 management. Specifically, Plaintiffs have proposed that the Parties initially litigate issues in  
22 connection with decisions regarding the allotments set out below and, subject to reservations  
23 concerning certain threshold issues, Defendants preliminarily agree with Plaintiffs' selection of  
24 these decisions.

25 California:

26 Lassen National Forest: Champ's Flat, Diamond Mountain, Gooch Valley,  
27 Lower Pine Creek, North Eagle Lake

28 Plumas National Forest: Mercer

Utah:

Wasatch-Cache National Forest: Red Castle, East Fork Black's Fork, Middle Fork Black's Fork, Lyman Lake, Little West Fork Black's Fork, Elizabeth Mountain No. 2, and Gilbert Peak/Hessie Lake-Henry's Fork

Manti La Sal National Forest: South Skyline, Booth Canyon, and Potter Canyon

Fishlake National Forest: Fremont River Ranger District

Idaho:

Caribou-Targhee National Forest: Ashton/Island Park Nine Allotment

Wyoming:

Bridger-Teton National Forest: Muddy Ridge

7. The Court's *sua sponte* continuance of the Case Management Conference from July 17 to July 31, 2008, has unfortunately created a conflict for Plaintiffs' counsel. The Parties have endeavored to find a new date that works with their counsel's conflicting schedules and have arrived at August 14, 2008, as a mutually agreeable date, subject to the Court's approval. Similarly, the Parties have also agreed to file their Joint Case Management Conference Statement and Joint ADR Certification or Notice of Need for ADR Phone Conference early, on July 25, 2008, to avoid such conflicts.

8. Other than the extensions referenced in Paragraph 4, above, there have been no other extensions sought in this case.

I declare under penalty of perjury, pursuant to 28 U.S.C. § 1746, that the foregoing is true and correct.

Executed this 3<sup>rd</sup> day of July, 2008, in the City and County of San Francisco, California.

/s/David B. Glazer  
DAVID B. GLAZER